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SALUS POPULI SUPREMA LEX ESTO

"The welfare of the people shall be the supreme law."



MATT BLUNT

SECRETARY OF STATE

MISSOURI
REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

Missouri Depository Libraries

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HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo Supp. 2002.

EXECUTIVE ORDER 04-14

WHEREAS, on May 15, 2003, the General Assembly passed House Bill 640, and on July 10, 2003, I signed said bill into law; and

WHEREAS, House Bill 640 designated June nineteenth, known as Juneteenth, of each year as "Emancipation Day" to provide an opportunity for the people of Missouri to reflect upon the United States of America's passion for freedom as exemplified in the Constitution of the United States, the Bill of Rights, and the Emancipation Proclamation, and to reflect upon the significance and particularity of the Emancipation Proclamation and its role in ending slavery in the United States; and

WHEREAS, the General Assembly passed House Bill 640 which established the "Missouri Juneteenth Heritage and Cultural Festival and Memorial" and provided that any funds appropriated by the general assembly for this event shall be used to establish a state-wide festival and monument to commemorate the struggles and hardships endured by those who had been enslaved; and

WHEREAS, Juneteenth commemorates the spirit and quest of African-American freedom emphasizing education, art, and intellectual achievement, through reflection and rejoicing.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and Statutes of the State of Missouri, do hereby declare and establish a Missouri Emancipation Day Commission, whose purpose shall be: to promote, consider, recommend and be responsible for, in consultation with the departments of economic development, natural resources and elementary and secondary education, all activities for the recognition and celebration of Emancipation Day, as established in section 9.161, RSMo.

The Commission shall be composed of not more than nine members as follows:

- 1) one member of the senate, to be appointed by the president pro tempore of the senate;
- 2) one member of the house of representatives, to be appointed by the speaker of the house of representatives;
- 3) the director of the department of economic development;
- 4) the director of the department of natural resources;
- 5) the commissioner of the department of elementary and secondary education;

- 6) four members appointed by the governor, who demonstrate experience in matters relating to economic development, who have knowledge of African American culture, history, and heritage, and who are influential within their communities;
and that the governor shall designate one member to serve as the chair. All members of the Commission shall be legal residents of the United States and registered voters in the State of Missouri.

All members of the Commission shall serve at the pleasure of the Governor and shall serve without compensation, except that the members may be reimbursed for reasonable and necessary expenses arising from commission activities or business. Such expenses shall be paid by the department of economic development, to which the Commission is assigned for administrative purposes.

Of the members first appointed to the Commission by the governor, two shall serve a term of three years and two shall serve a term of two years and thereafter members appointed by the governor shall serve for a term of three years. Other members, except legislative members, shall serve for as long as they hold the position which made them eligible for appointment. Legislative members shall serve during their current term of office but may be reappointed.

The Commission shall conduct not less than two meetings and not more than four meetings per calendar year. The chairperson of the Commission may establish subcommittees as necessary to further the objectives and responsibilities of the Commission, and those subcommittees may meet as often as necessary.

The Commission shall convene no earlier than July 1, 2004, and no later than August 1, 2004. This Order shall be effective immediately and shall supersede all previous Executive Orders pertaining to the same subject.

I further declare that the people of the state, offices of government, and all educational, commercial, political, civic, religious, and fraternal organizations in the state are requested to devote some part of June nineteenth to remember the proclamation that began the full realization for all people in the United States of the self-evident truth, as stated in the Declaration of Independence of the United States, that all men are created equal, by:

- 1) celebrating the abolishment of slavery, accomplished by ratification of the thirteenth amendment to the Constitution of the United States, as the former slaves celebrated on June 19, 1865, upon learning the message of freedom from Major General Gordon Granger of the Union Army in Galveston, Texas, which celebration, known as "Juneteenth", is the oldest known celebration of the ending of slavery; and
- 2) reaffirming their commitment to achieving equal justice and opportunity for all citizens.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 17TH day of June, 2004.

A handwritten signature in cursive script that reads "Bob Holden".

Bob Holden
Governor

ATTEST:

A handwritten signature in cursive script that reads "Matt Blunt".

Matt Blunt
Secretary of State

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.350 Complaints. The commission is amending section (1), subsections (2)(A) and (D), and sections (4), (5), and (6).

PURPOSE: The commission is amending sections (1), (5) and (6) of this rule to emphasize that it is "designed to simplify the maintenance of actions and to enable review to be sought, where appropriate, without the need to be represented by independent counsel," as required under section 621.198, RSMo Supp. 2003. The commission is amending subsection (2)(D) of this rule to maintain the filing fee authorized under section 621.053, RSMo Supp. 2003. The commission is amending section (4) of this rule to make sure that respondents

have at least as much notice before hearing on an amended complaint as they do before hearing on an original complaint.

(1) In General. **The commission shall construe the provisions of this rule liberally if petitioner has prepared the complaint without legal counsel.**

(2) Specific Cases. In addition to the other requirements of this rule—

(A) An agency's complaint shall set forth—

1. The full name, address and telephone number of any person whom petitioner names as a respondent;

2. Any licenses the licensee holds from the agency and their status;

3. Any **fact supporting the relief that the agency seeks, including any conduct that *[the]* a licensee has committed that is cause for discipline**, with sufficient specificity to enable the licensee to address the charge at hearing; and

4. Any provision of law that allows discipline for *[that conduct]* **such facts.**

(D) In a case arising pursuant to Chapter 407, RSMo, including cases relating to the protest of an action taken by a motor vehicle, motorcycle or all-terrain vehicle manufacturer, distributor or representative pursuant to a franchise agreement, the petition shall include a filing fee equal to the filing fee of the circuit court of Cole County. The provisions of this subsection (2)(D) of this regulation shall expire on November 30, *[2004]* **2005.**

(4) Petitioner may amend the complaint without the commission's leave any time before the respondent serves a responsive pleading. After the respondent serves a responsive pleading, petitioner shall amend the complaint only with the commission's leave. **The motion shall include the amended complaint proposed to be filed. Petitioner shall not amend the complaint less than twenty (20) days before the hearing without respondent's consent.**

[[5] The commission shall construe the provisions of this rule liberally if petitioner has prepared the complaint without legal counsel.]

[[6]](5) The provisions of this rule, except section (3), apply to amended complaints.

AUTHORITY: sections 621.053 and 621.198, RSMo Supp. [2002] 2003. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed Oct. 31, 1994, effective May 28, 1995. Amended: Filed Jan. 11, 2001, effective July 30, 2001. Amended: Filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed June 16, 2003, effective Nov. 30, 2003. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing is scheduled for 8:30 a.m. on August 4, 2004, at the Administrative Hearing Commission's official residence—Room 640, Truman State Office Building, Jefferson City, Missouri. Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, June Streigel Doughty, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 3, 2004.

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.380 Answers and Other Responsive Pleadings. The commission is amending section (4) and subsection (4)(D).

PURPOSE: The commission is amending this rule to clarify the time for filing an answer when respondent files another responsive pleading that may require some action by the commission.

(4) The filing of a responsive pleading, other than an answer, that requests the commission to take some action shall increase the time in which the respondent shall file an answer, as set by section (3) of this rule, as follows, unless the commission orders otherwise—]. **In any case, the time allowed for filing an answer shall be no less than the time that remained when the responsive pleading was filed.**

(D) If the commission orders petitioner to amend the complaint, the respondent shall file the answer no later than ten (10) days after service of the amended complaint. *[In any case, the time allowed for filing an answer shall be no less than the time which remained when the responsive pleading was filed.]*

AUTHORITY: section 621.198, RSMo Supp. [2001] 2003. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed Oct. 31, 1994, effective May 28, 1995. Amended: Filed Jan. 11, 2001, effective July 30, 2001. Amended: Filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

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**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
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PROPOSED AMENDMENT

1 CSR 15-3.420 Discovery. The commission is amending section (2) and subsection (2)(A).

PURPOSE: The commission is amending this rule to clarify the filings necessary when using requests for admissions and other discovery.

(2) *[Written Interrogatories; Production of Documents or Things or Permission to Enter Upon Land or Other Property,*

For Inspection and Other Purposes; and Physical and Mental Examinations.] Service and Responses.

(A) A party serving written interrogatories; or requests for admissions, production of documents or things or permission to enter upon land or other property, for inspection and other purposes; and physical and mental examinations, shall include a certificate of service in substantially the following form:

I served the original and (number of) copies of these (written interrogatories/production of documents or things or permission to enter upon land or other property, for inspection and other purposes/physical and mental examinations/requests for admission) on (name of parties) this ____ day of _____, 20 ____.

(Signature) _____

The party shall file a copy of the certificate with the commission. **The party shall serve the original discovery on the party to whom it is directed.**

1. The party shall not file written interrogatories; requests for production of documents or things or permission to enter upon land or other property, for inspection and other purposes; and physical and mental examinations with the commission unless the commission so orders.

2. The party may file requests for admissions with the commission. *[The party shall serve the original discovery on the interrogated party's counsel or on an unrepresented interrogated party, and copies on all other counsel or unrepresented parties.]*

AUTHORITY: section 621.198, RSMo Supp. [2001] 2003. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing is scheduled for 8:30 a.m. on August 4, 2004, at the Administrative Hearing Commission's official residence—Room 640, Truman State Office Building, Jefferson City, Missouri. Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, June Striegel Doughty, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 3, 2004.

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.440 Disposing of a Case Without a Hearing on the Complaint. The commission is amending section (3).

PURPOSE: The commission is amending this rule to clarify the procedures for deciding the merits of a case without holding a hearing on the complaint.

(3) Summary Determination and Other Decisions Without Hearing.
(A) Generally.

1. A decision without hearing includes *[decisions on stipulated facts,] consent orders, involuntary dismissals, [relief in the nature of judgment on the pleadings, and relief in the nature of summary judgment. It does not include the parties' settlement under section (1) of this rule or petitioner's notice of dismissal under section (2) of this rule. Summary determination includes any motion for a decision without hearing other than a consent order under subsection (C) of this section] and summary determinations.* A party may file a motion for a decision without a hearing on all or any part of the complaint.

[(A)] 2. Timing.

[1.] A. In any case, other than those set forth in subparagraph B. of this paragraph, a motion for decision without hearing shall be filed no less than forty-five (45) days before the hearing.

[2.] B. In any case in which any legal authority other than the commission sets any maximum time for conducting a hearing on the merits of the complaint, no party shall file a motion for decision without hearing without leave of the commission.

3. If a motion for a decision without a hearing relies on matters other than the pleadings and stipulations, the commission may treat it as a motion for summary determination.

[(B) Standard. The commission may grant a motion for decision without hearing if undisputed facts entitle any party, including a party who did not file such motion, to a favorable decision on all or any part of the case. A party may establish such material facts by stipulation, the adverse party's pleadings or discovery responses, affidavits, or other evidence admissible under the law. A party's own pleadings do not, alone, establish any fact or put any fact genuinely in dispute.

(C) Consent Orders.]

(B) Specific Motions.

1. Consent Order.

A. Cases not under section 621.045, RSMo. A consent order is the commission's memorialization that the parties have agreed to dispose of the case without the commission's decision.

B. Cases under section 621.045, RSMo. Parties seeking a consent order shall submit the case on a motion that includes substantially the following language.

The parties stipulate that *(party)* committed the following conduct:

(Conduct).

(Party) admits that such conduct is cause for *(the relief sought)* under the following legal authority:

(Legal Authority).

Therefore, the parties agree to *(the relief sought)*.

The commission may deny any motion for a consent order that does not contain the facts necessary to support the relief sought under the cited legal authority.

[(D)] 2. Involuntary Dismissal. Involuntary dismissal means a disposition of the case that does not reach the merits of the complaint.

A. Grounds for involuntary dismissal of the complaint include without limitation:

[1.] (I) Lack of jurisdiction; and

[2.] (II) The bases for a sanction set forth at regulation 1 CSR 15-3.425.

B. The commission may grant a motion for involuntary dismissal based on a preponderance of the evidence and as set forth at 1 CSR 15-3.480.

3. Summary Determination. Summary determination includes a decision on stipulated facts, relief in the nature of judgment on the pleadings, and relief in the nature of summary judgment. Petitioner shall not file a motion for summary determination until the time for filing a responsive pleading has expired, except on stipulated facts. The commission may grant a motion for summary determination in favor of any party, including a party who did not file the motion.

A. The commission may grant a motion for summary determination if any party establishes facts that entitle any party to a favorable decision on all or any part of the complaint, and no party raises a genuine issue as to such facts.

B. A party may establish a fact, or raise a genuine issue as to any fact, by stipulation, pleading of the adverse party, discovery response of the adverse party, affidavit, or other evidence admissible under the law.

C. Except in response to a motion that relies solely on the pleadings, a party shall not rely solely on its own pleading to establish a fact, or to raise a genuine issue as to any fact.

(C) On any motion under section (3) of this rule, the commission may allow such written argument as it deems helpful and oral argument as provided at 1 CSR 15-3.480.

[(E)](D) Argument. On any motion under section (3) of this rule, the commission may allow such written argument as it deems helpful and oral argument as provided in rule 1 CSR 15-3.480.

AUTHORITY: sections 621.198, RSMo Supp. [2001] 2003, and 536.073.3, RSMo 2000. Original rule filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing is scheduled for 8:30 a.m. on August 4, 2004, at the Administrative Hearing Commission's official residence—Room 640, Truman State Office Building, Jefferson City, Missouri. Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, June Striegel Doughty, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 3, 2004.

Title 1—OFFICE OF ADMINISTRATION Division 15—Administrative Hearing Commission Chapter 3—Procedure For All Contested Cases Under Statutory Jurisdiction

PROPOSED AMENDMENT

1 CSR 15-3.480 [Hearings on] Motions. The commission is amending provisions of this rule.

PURPOSE: The commission is amending this rule to require that motions be clearly designated as such.

The commission may rule upon any motion *[for summary determination]* filed with it, including a motion **under 1 CSR 15-3.440**, on the basis of the record before it and without oral argument. The commission shall hear oral argument or evidence only upon a party's written motion and for good cause shown or upon the commission's own motion. **The commission need not rule on a motion that does not clearly request action by the commission.**

AUTHORITY: section 621.198, RSMo [1986] Supp. 2003. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing is scheduled for 8:30 a.m. on August 4, 2004, at the Administrative Hearing Commission's official residence—Room 640, Truman State Office Building, Jefferson City, Missouri. Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, June Streigel Doughty, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 3, 2004.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 90—Vocational Rehabilitation
Chapter 7—Personal Care Assistance Program**

PROPOSED AMENDMENT

5 CSR 90-7.010 Definitions. The State Board of Education is amending subsection (1)(L).

PURPOSE: This amendment clarifies the definition of unmet need.

(1) Definitions. As used in this rule, except as otherwise required for the context, the following terms shall have the meanings ascribed:

(L) Unmet need. Unmet needs are those routine tasks and activities of daily living as allowable by Medicaid *[but not adequately met by current support systems]* **that do not replace or duplicate (supplant) existing formal or informal support systems** without causing undue hardships to the client/consumer and/or caregiver;

AUTHORITY: sections 161.092, RSMo Supp. 2003[,] and 178.661 and 178.673, RSMo 2000. Original rule filed Jan. 10, 1985, effective May 13, 1985. For intervening history, please consult the Code of State Regulations. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 90—Vocational Rehabilitation
Chapter 7—Personal Care Assistance Program**

PROPOSED AMENDMENT

5 CSR 90-7.100 Eligibility. The State Board of Education is amending subsections (4)(A), (4)(C) and (8)(D) and section (5).

PURPOSE: This amendment clarifies the definition of unmet need and Fair Hearings.

(4) The PCA services plan (plan of care) is based on the assessment/evaluation performed by the assessment team or Division of Senior Services and determines the appropriateness and adequacy of services, ensures the services furnished are consistent with the nature and severity of the individual's disability. If a client/consumer transfers from or is shared with the Division of Senior Services, a new evaluation and PCA services plan (POC) is required but must maintain cost neutrality through the next regularly scheduled assessment date, unless undue hardship is documented. The plan of care will be available for review upon proper release by the client's/consumer's physician:

(A) The evaluation and re-evaluation shall be conducted in the client's/consumer's home or place of residence and include, but not be limited to, the following:

1. The functions of daily living;
2. The frequency and duration of the routine task or activity required to live independently; and
3. A description of met **need including informal care services** and/or unmet need;

(C) The Medicaid PCA services plan of care, subject to DVR's approval, shall include, but not be limited to, the following:

1. The maximum number of hours of PCA to be provided based on a client's/consumer's unmet need **that does not supplant existing supports**;
2. The description and frequency of services provided as documented on the assessment and evaluation;
3. The type of provider who will furnish each service;
4. The starting date for PCA services;
5. The date for re-evaluation of PCA services;
6. Consent signatures by the client/consumer and assessment team members and the approval signature by DVR; and
7. If a client/consumer is receiving services or transferring from another service provider or agency, the provider is responsible for collaborating and coordinating services through the plan of care.

(5) The individual shall be notified by the provider of DVR's decision within thirty (30) days of the date of application for eligibility for PCA services.

(8) A client's/consumer's PCA services may be discontinued by a provider in certain circumstances:

(D) The client/consumer may request under the rules promulgated by the State Board of Education (**board**), informal review and/or a **Fair Hearing** (hearing). The provider shall not suspend, reduce or terminate services provided to a client/consumer during this time period, unless the client/consumer or their representative requests in writing that services be suspended, reduced or terminated.

AUTHORITY: sections 161.092, RSMo Supp. 2003 [,] and 178.662, 178.664, 178.666 and 178.673, RSMo 2000. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed Sept. 12, 2003, effective April 30, 2004. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 90—Vocational Rehabilitation Chapter 7—Personal Care Assistance Program

PROPOSED AMENDMENT

5 CSR 90-7.200 Providers. The State Board of Education is amending subsections (1)(A) and (3)(M).

PURPOSE: This amendment clarifies the definition of hearings and quality assurance programs.

(1) Providers of personal care assistance (PCA) must be certified by the Division of Vocational Rehabilitation (DVR). To be certified, the provider shall meet the following criteria:

(A) Be a community-based, not-for-profit corporation pursuant to state laws and regulations, in existence for twenty-four (24) consecutive months, with the following:

1. At least fifty-one percent (51%) of the board membership must be persons with disabilities;
2. At least fifty-one percent (51%) of the staff of the corporation must be persons with disabilities;
3. Must manifest and promote an independent living philosophy in accordance with state laws and regulations;
4. Demonstrate sound fiscal management through the submission of quarterly financial reports and annual audit to DVR;
5. Have available for clients/consumers, at a minimum, the following independent living services:
 - A. Advocacy;
 - B. Independent living skills training;
 - C. Peer counseling; and
 - D. Information and referral;
6. Meet or exceed program standards for approval by the Commission on Accreditation of Rehabilitation Facilities (CARF) or a certification process accepted by DVR; *[and]*
7. Demonstrate effective internal controls through a quality assurance program; and

[7./8. Demonstrate a positive impact on consumer outcomes regarding the provision of these services through the submission of quarterly service reports and an annual service report to DVR;

(3) Certified PCA providers shall be responsible for the following:

(M) Ensure that the client's/consumer's case file contains at a minimum, the following:

1. Written plan of care that documents the type of services and quantity of units to be provided;
2. The client's/consumer's service **original** time sheets contain the following information:
 - A. Attendant's name;
 - B. Client's/consumer's name;
 - C. Dates of service delivery;
 - D. Time spent;
 - E. Types of activities performed on each date;
 - F. Attendant's signature each day; and
 - G. Client's/consumer's verifying signature;

3. Copies of all correspondence with DVR, the client's/consumer's physician or other service providers, including but not limited to other administrative agencies;

4. Signed documentation that indicates the client/consumer has been informed of their rights concerning background checks, advanced directives, **Fair Hearings** (hearings) and participant responsibilities;

A. Hearing rights and participant choice and responsibilities forms must comply with Medicaid and/or DVR requirements;

5. Documentation of training provided to client/consumer in the skills needed to understand and perform the essential functions of an employer;

6. For clients/consumers eligible for services under Title XIX of the Social Security Act, the assessment shall be available for review by a physician possessing a valid license pursuant to state laws and regulations;

7. Evaluations and/or assessments;

8. Annual financial documentation for the non-Medicaid eligible (NME) program to include the financial application or documentation of Medicaid eligibility for the Medicaid state plan program; and

9. Any pertinent documentation regarding the client/consumer;

AUTHORITY: sections 161.092, RSMo Supp. 2003 and 178.662, 178.664, 178.666, 178.669 and 178.673, RSMo 2000. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed Sept. 12, 2003, effective April 30, 2004. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 90—Vocational Rehabilitation Chapter 7—Personal Care Assistance Program

PROPOSED AMENDMENT

5 CSR 90-7.300 Appeals. The State Board of Education is amending sections (1) and (2).

PURPOSE: This amendment clarifies the definition of Fair Hearings.

(1) When an applicant or client/consumer is determined ineligible for services or when a dispute arises concerning the provision of services, after preparation of the personal care assistance program services plan (plan of care), the applicant or client/consumer may request **in writing** under the rules promulgated by the State Board of Education (**board**), informal review and/or a **Fair Hearing** (hearing).

(2) When a non-Medicaid eligible (NME) applicant or client/consumer is denied financial assistance or financial assistance is set below what the client/consumer believes is necessary, the NME

applicant or client/consumer may request **in writing** under the rules promulgated by the [State Board of Education] board, informal review and/or a hearing.

AUTHORITY: sections 161.092, **RSMo Supp. 2003** and 178.671 and 178.673, **RSMo 2000**. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 90—Vocational Rehabilitation
Chapter 7—Personal Care Assistance Program**

PROPOSED AMENDMENT

5 CSR 90-7.310 Informal Review. The State Board of Education is amending sections (1), (2), (3) and deleting sections (4) and (5).

PURPOSE: This amendment clarifies the procedures for informal reviews.

(1) The applicant or client/consumer may request informal review in writing to the assistant director of personal care assistance program (PCA)[.] **within ten (10) days of denial of eligibility, denial of financial assistance, the determination of financial assistance, discontinuation, suspension or reduction of services.**

(2) The [assistant] director of PCA or his/her designee will conduct an informal review **and render a decision in writing** within twenty (20) working days from receipt of the applicant's or client's/consumer's request.

(3) An applicant or client/consumer [client] may request a **Fair Hearing** (hearing) without informal review.

[(4) If the informal review is not successful, a hearing will be conducted within forty-five (45) days from the applicant or client's/consumer's written request for informal review unless both parties agree to a specified time extension.

(5) *The applicant or client/consumer will be informed of the results of their informal review in writing and the right to a hearing.]*

AUTHORITY: sections 161.092, **RSMo Supp. 2003** and 178.671 and 178.673, **RSMo 2000**. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 90—Vocational Rehabilitation
Chapter 7—Personal Care Assistance Program**

PROPOSED AMENDMENT

5 CSR 90-7.320 Fair Hearings. The State Board of Education is amending the Title, sections (1), (2), (3) and (4), deleting section (5) and renumbering section (6).

PURPOSE: This amendment clarifies the procedures for Fair Hearings.

(1) An applicant or client/consumer may request a **Fair Hearing** (hearing) without informal review.

(2) An applicant or client/consumer may request a hearing in writing by contacting the assistant commissioner, Division of Vocational Rehabilitation (DVR) within ninety (90) days of **notice of denial of eligibility, denial of financial assistance, the determination of financial assistance, discontinuation of services, suspension or reduction of services.**

(3) A hearing will be held by the assistant commissioner, or his/her designee (impartial hearing officer), within *[forty-five (45)] sixty (60) days [of the request unless a party requests a specified time extension].* **Either party may request a specific time extension.**

(4) The applicant or client/consumer, or if appropriate, the individual's representative will be allowed an opportunity to present additional evidence, information and witnesses during the hearing. **Failure of the applicant or client/consumer or individual's representative to appear may result in dismissal of the hearing.**

[(5) Copies of all correspondence, reports of contact and written decisions rendered by the impartial hearing officer shall be placed in the applicant's or client's/consumer's case file at the center for independent living.]

[(6)] (5) The impartial hearing officer will make a decision based upon the provisions of the approved state plan, the federal act and/or applicable regulations, and appropriate state laws and/or regulations. A written report will be submitted to the applicant or client/consumer, or if appropriate, the individual's representative[, the case file] and to the assistant commissioner within a timely manner.

AUTHORITY: sections 161.092, **RSMo Supp. 2003** and 178.671 and 178.673, **RSMo 2000**. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed Sept. 12, 2003, effective April 30, 2004. Amended: Filed May 27, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention Dr. Jeanne Loyd, Assistant Commissioner, Division of Vocational Rehabilitation, 3024 Dupont Circle, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 9—DEPARTMENT OF MENTAL HEALTH
Division 10—Director, Department of Mental Health
Chapter 5—General Program Procedures

PROPOSED AMENDMENT

9 CSR 10-5.200 Report of Complaints of Abuse, Neglect and Misuse of Funds/Property. The department proposes to amend sections (11) and (12), to add a new section (13), and to renumber sections (13) and (14).

PURPOSE: This amendment eliminates the mandatory dismissal of an employee who has committed two (2) counts of class II neglect and/or verbal abuse and establishes criteria for the discretionary dismissal of such an employee.

(11) If the department substantiates that a person has perpetrated physical abuse, sexual abuse, class I neglect, or misuse of funds/property, the perpetrator shall not be employed by the department, nor be licensed, employed or provide services by contract or agreement at a residential facility, day program or specialized service that is licensed, certified or funded by the department. *[The perpetrator's name shall be placed on the department Disqualification Registry pursuant to section 630.170, RSMo. Persons who have been disqualified from employment may request an exception by using the procedures described in 9 CSR 10-5.210 Exception Committee Procedures.]*

(12) If the department substantiates that a person has perpetrated *[two (2) counts of verbal abuse, or two (2) counts of class II neglect, or one (1) count of verbal abuse and one (1) count of class II neglect, within a twelve (12)-month period, the perpetrator shall not be employed by the department, nor be licensed, employed or provide services by contract or agreement at a residential facility, day program or specialized service that is licensed, certified or funded by the department. The perpetrator's name shall be placed on the department Disqualification Registry pursuant to section 630.170, RSMo.]* multiple incidents of class II neglect or verbal abuse, the perpetrator may be dismissed from employment if the department determines that the multiple incidents, considered collectively, constitute a potentially dangerous pattern of behavior affecting the health and welfare of clients, or demonstrate unpredictable poor judgment, hazardous carelessness, a disregard for mandatory procedures or a resistance to counseling, or for any other reason they put in jeopardy the health and welfare of clients. Multiple incidents may consist of the following:

- (A) The perpetrator has at least two (2) counts of class II neglect;
- (B) The perpetrator has at least two (2) counts of verbal abuse;
- or
- (C) The perpetrator has at least one (1) count of class II neglect and one (1) count of verbal abuse.

(13) If a person is disqualified from employment under this rule due to substantiated physical abuse, sexual abuse, class I neglect, misuse of funds/property, or due to multiple, substantiated counts of class II neglect and/or verbal abuse, that person—

(A) Shall be listed on the department's Disqualification Registry pursuant to section 630.170, RSMo; and

(B) May request an exception to the disqualification under the procedures established in 9 CSR 10-5.210 Exception Committee Procedures.

[[13]] (14) In accordance with 9 CSR 10-5.190, no person convicted of specified crimes may serve in facilities or programs licensed, certified or funded by the department.

[[14]] (15) No director, supervisor or employee of a residential facility, day program or specialized service shall evict, harass, dismiss or retaliate against a consumer or employee because he or she or any member of his or her family has made a report of any violation or suspected violation of consumer abuse, neglect or misuse of funds/property. Penalties for retaliation may be imposed up to and including cancellation of agency contracts and/or dismissal of such person.

AUTHORITY: sections 630.050, 630.135, 630.168, 630.655 and 630.705, RSMo 2000 and 630.165, 630.167 and 630.170, RSMo Supp. 2003. Original rule filed Oct. 29, 1998, effective May 30, 1999. Emergency amendment filed March 29, 2002, effective May 2, 2002, terminated Oct. 30, 2002. Amended: Filed March 29, 2002, effective Oct. 30, 2002. Amended: Filed May 5, 2003, effective Dec. 30, 2003. Amended: Filed June 1, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment by writing to Richard H. Overmann, Regulatory Process Coordinator, Office of Quality Management, Department of Mental Health, PO Box 687, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 50—General

PROPOSED AMENDMENT

15 CSR 30-50.040 Forms. The commissioner is amending subsection (1)(C).

PURPOSE: The purpose of this amendment is to approve and authorize the use of a form for agricultural cooperatives submitting a notice filing under 15 CSR 30-51.195.

(1) The following forms have been adopted and approved for filing with the Securities Division:

(C) Exemptions from Registration, Exceptions from Definition, Federal Covered Securities—

1. Form SE-1—Missouri Statement of Claim for the Exemption of Securities of a New Generation Processing Entity revised August 2003;

2. Form SE-2—Missouri Statement of Claim for the Exemption of a Missouri Agricultural Cooperative revised June 2004;

[2./3. Form NF—Uniform Investment Company Notice Filing adopted by NASAA April 1997, or any form which substantially comports with the specified form; and

[3./4. Form D—Notice of Sale of Securities Pursuant to Regulation D, Section 4(6), and/or Uniform Limited Offering Exemption approved in June 2002, OMB Approval Number 3235-0076, or any form which substantially comports with the specified form.

AUTHORITY: section 409.6-605, RSMo Supp. 2003. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the Code of State Regulations. Amended: Filed May 26, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Secretary of State's Office, Doug Ommen, Commissioner of Securities, 600 West Main Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

PROPOSED AMENDMENT

15 CSR 30-51.180 Exemptions from Registration for Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives. The commissioner is adding section (2) and renumbering sections (2)–(4).

PURPOSE: The purpose of this amendment is to create a companion exemption for agents of the agricultural cooperatives selling securities in reliance on the new agricultural cooperative exemption in 15 CSR 30-51.195.

(2) Exemption from Agent Registration for Agricultural Cooperative Agents. An individual who represents an agricultural cooperative and who effects or attempts to effect transactions in the cooperative's securities exempted under 15 CSR 30-54.195 is exempt from registering as an issuer agent under section 409.4-402, RSMo provided the following conditions are met:

(A) The individual is currently employed in the capacity of store or plant manager by the issuer agricultural cooperative or an agricultural cooperative that is a member of the issuer agricultural cooperative;

(B) The individual's name and address has been properly submitted by the agricultural cooperative in the most recent notice filing under 15 CSR 30-54.195(2)(A); and

(C) General solicitation is not made in connection with the offer to sell or sale of the securities.

[(2)](3) Exemption from Investment Adviser Registration for Broker-Dealers with Investment Adviser Capacity.

(A) A broker-dealer registered under section 409.4-401, that transacts business in this state as an investment adviser is exempt from registering as an investment adviser under section 409.4-403, RSMo provided that the broker-dealer complies with the following conditions:

1. The broker-dealer must control and supervise all investment advisory activities of the investment adviser representatives; and

2. The broker-dealer must comply with the notice filing requirement set forth in 15 CSR 30-51.020(1)(C).

[(3)](4) Exemption from Investment Adviser Representative Registration for Broker-Dealer Agents. A broker-dealer agent registered under section 409.4-402, RSMo that transacts business in this state as an investment adviser representative is exempt from registering as an investment adviser representative under section 409.4-404, RSMo provided that the investment adviser representative is under the control and supervision of the registered broker-dealer.

[(4)](5) Exemption from Investment Adviser Representative Registration for Solicitors. A person who is paid a solicitor fee pursuant to 15 CSR 30-51.145(1) is exempt from registering as an investment adviser representative.

AUTHORITY: sections 409.4-401(d), 409.4-402(b)(9), 409.4-403(b)(3), 409.4-404(b)(2) and 409.6-605, RSMo Supp. 2003. Original rule filed Dec. 28, 2001, effective July 30, 2002. For intervening history, please consult the Code of State Regulations. Amended: Filed May 26, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Secretary of State's Office, Doug Ommen, Commissioner of Securities, 600 West Main Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities**

PROPOSED RULE

15 CSR 30-54.195 Missouri Agricultural Cooperatives

PURPOSE: This rule complies with the Missouri Securities Act of 2003 and prescribes the qualifications for the exemption under the Missouri Securities Act of 2003 for securities issued by and representing an interest in a Missouri agricultural cooperative.

(1) Definition. An "agricultural cooperative" shall be defined as a cooperative corporation organized under the Missouri Nonprofit Cooperative Marketing Law, in which farmers act together—

(A) In processing, preparing for market, handling, and/or marketing the farm products of person so engaged; or

(B) In purchasing, testing, grading, processing, distributing and/or furnishing farm supplies and/or farm business services; provided, however, that such cooperative corporations are operated for the mutual benefit of the members thereof as such producers or purchasers and conform to one (1) or both of the following requirements:

1. No member of the cooperative corporation is allowed more than one (1) vote because of the amount of stock or membership capital s/he may own therein;

2. The cooperative corporation does not pay dividends on stock or membership capital in excess of eight percent (8%) per year; and

3. The cooperative corporation does not deal in farm products, farm supplies, and farm business services with or for nonmembers in an amount greater in value than the total amount of such business transacted by it with or for members; further, all business transacted by any such cooperative corporation for or on behalf of the United States or any agency or instrumentality thereof shall be disregarded in determining the volume of member and nonmember business transacted by such agricultural cooperative corporation.

(2) Securities Exemption. The commissioner, pursuant to the provisions of section 409.2-203, RSMo, exempts from the registration requirements of section 409.3-301, RSMo securities issued by and representing an interest in an agricultural cooperative if:

(A) A notice filing by the agricultural cooperative is made with the commissioner that consists of the following:

1. A completed Form SE-2, Statement of Claim for the Exemption of Securities of an Agricultural Cooperative;

2. A completed Form U-2, Consent to Service of Process;

3. A completed Form U-2A, Uniform Form of Corporate Resolution;

4. A copy of the prospectus or offering document that shall have a disclosure of material facts consisting of the following:

A. The name and address of the issuer;

B. The type of security being issued;

C. The total amount of securities being issued;

D. Summary information, which provides a brief overview of key aspects of the offering;

E. A risk factors section, which discloses general risk factors related to suitability and the failure to diversify, and any factors that make the offering speculative or risky, including, but not limited to: lack of recent profits from operations, poor financial position, lack of market for cooperative's securities, inexperience of management, factors related to the cooperative's business, and/or the dependency of the cooperative on retaining a particular customer or group of customers;

F. A description of the business or proposed business;

G. An itemized use of proceeds;

H. A description of directors, officers and other principal management, including a summary of compensation;

I. A plan of distribution section;

J. A summary of capitalization;

K. A description of any material pending legal proceedings other than ordinary routine litigation incidental to its business; and

L. Historical financial statements of the issuer for the past three (3) fiscal years or since the issuer's inception, whichever is shorter, that are in conformity with generally accepted accounting principles (GAAP) and have been audited by a certified public accountant. If the balance sheet in the above financial statements is more than one hundred twenty (120) days old on the date of making the notice filing, or if the issuer has not completed its first fiscal year, reviewed financial statements not more than one hundred twenty (120) days old shall be included and in conformity with GAAP;

5. A copy of the bylaws, operating agreement or similar document;

6. A copy of any advertising materials or any summaries of the offering document to be used in the offer or sale of the securities in Missouri;

7. A copy of any underwriting or selling agreements;

8. The names, business addresses, and a brief description of employment responsibilities for each of the agents who will represent the agricultural cooperative in the offer or sale of the securities in Missouri;

9. A copy of the subscription agreement; and

10. A filing fee of one hundred dollars (\$100).

(3) The securities of the agricultural cooperative qualifying for the exemption under this regulation are exempt when ordered by the commissioner.

(4) Effective Period. The exemption under this regulation for the securities issued by or representing an interest in an agricultural cooperative is effective for one (1) year from the date that the securities were ordered to be exempt by the commissioner.

(5) Amendments. The agricultural cooperative shall file all amendments with the division in which there has been a material change to documents previously filed with the division. The agricultural cooperative shall file with the division all advertising materials to be used in the offer or sale of the securities exempt under this regulation.

(6) Renewal. If the securities offering is not completed during the effective period, an issuer can renew the exemption by submitting to the commissioner a written request for renewal that includes any amendments to any documents filed with the notice filing and a fee of one hundred dollars (\$100). The renewal needs to be received by the commissioner within thirty (30) days before the end of the one (1) year effective date.

(7) Agent Exemption. Agents of the agricultural cooperative may be exempt from agent registration under 15 CSR 30-51.180.

(8) Any agricultural cooperative that meets the qualifications of the exemption under section 409.2-201(8), RSMo can rely on the exemption of section 409.2-201(8), RSMo and need not qualify for the exemption under this regulation.

AUTHORITY: sections 409.2-203 and 409.6-605, RSMo Supp. 2003. Original rule filed May 26, 2004.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State's Office, Doug Ommen, Commissioner of Securities, 600 West Main Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

PROPOSED AMENDMENT

15 CSR 30-55.010 Who May Request. The commissioner is amending sections (1) and (2).

PURPOSE: The purpose of this amendment is to establish administrative procedures for additional enforcement relief authorized by the Missouri Securities Act of 2003.

(1) Hearings Before Commissioner.

(A) In all contested cases under Chapter 409, RSMo, including matters involving discipline or disqualification of broker-dealers, agents, investment advisers, or investment adviser rep-

representatives under section 409.4-412, RSMo, or administrative enforcement under section 409.6-604, RSMo, the Enforcement Section of the Securities Division may initiate the matter by submitting to the commissioner a petition for administrative relief. The commissioner may act summarily if authorized by law, or may give notice and set the matter for hearing. Any hearing shall be governed by Chapter 536, RSMo. No order of revocation or suspension under section 409.4-412(b), RSMo, may be issued by the commissioner, unless the matter has been referred to the Administrative Hearing Commission as provided in subsection (2)(B).

[(A)](B) Any person aggrieved by a suspension or denial of an application summarily for a broker-dealer, agent, investment adviser, or investment adviser representative registration pursuant to section 409.4-412(f), RSMo may request a hearing before the commissioner. The hearing shall be governed by Chapter 536, RSMo.

[(B)](C) Any person aggrieved by the denial, suspension, postponement or revocation of a securities registration summarily, or the denial or revocation of exemptions from registration may request a hearing before the commissioner. Pursuant to section 409.3-306(d), RSMo the hearing shall be governed by Chapter 536, RSMo.

[(C)](D) Any person aggrieved by the denial, revocation, suspension, summary postponement or summary suspension of a commodity broker-dealer or sales representative registration under the Missouri Commodities Code, sections 409.800–409.863, RSMo may request a hearing before the commissioner. The hearing shall be governed by Chapter 536, RSMo.

[(D)](E) Any person aggrieved by an order issued by the commissioner pursuant to Chapter 409, RSMo, *[except those provided for below,]* and not afforded an opportunity for hearing prior to the issuance of the order may request a hearing before the commissioner, except those provided for in subsection (2)(A). The hearing shall be governed by Chapter 536, RSMo.

(2) Hearings Before the Administrative Hearing Commission.

(B) In matters involving the revocation or suspension of the registration of broker-dealers, agents, investment advisers, or investment adviser representatives under section 409.4-412(b), RSMo, the Enforcement Section of the Securities Division shall initiate the matter by submitting to the commissioner *[a petition for suspension or revocation and]* in addition to the petition for administrative relief provided in subsection (1)(A), a proposed complaint for filing before the Administrative Hearing Commission. The commissioner may then refer the matter to the Administrative Hearing Commission in accordance with section 409.4-412(k), RSMo. *[The Securities Division or counsel]* Attorneys for the commissioner may petition the Administrative Hearing Commission for findings of fact and conclusions of law to support grounds for disqualification under section 409.4-412(b) and/or (d), RSMo. The Administrative Hearing Commission shall, after opportunity for hearing, issue findings of fact and conclusions of law. The matter shall then be referred back to the commissioner for consideration of sanctions and final order.

AUTHORITY: sections 409.3-306(d), 409.4-412 and 409.6-605, RSMo Supp. 2003 and 409.836, RSMo 2000. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the Code of State Regulations. Amended: Filed May 26, 2004.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the

Missouri Secretary of State's Office, Doug Ommen, Commissioner of Securities, 600 West Main Street, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 9—Wildlife Code: Confined Wildlife:
Privileges, Permits, Standards**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-9.565 Licensed Hunting Preserve: Privileges is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2004 (29 MoReg 590). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 20—Wildlife Code: Definitions**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-20.805 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2004 (29 MoReg 590-591). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs**

ORDER OF RULEMAKING

By the authority vested in the department under section 209.253, RSMo 2000, the council amends a rule as follows:

8 CSR 70-1.010 Telecommunications Access Program is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2004 (29 MoReg 461-462). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs**

ORDER OF RULEMAKING

By the authority vested in the department under section 191.865, RSMo 2000, the council amends a rule as follows:

8 CSR 70-1.020 Assistive Technology Loan Program is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2004 (29 MoReg 462-465). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 1—Organization and Administration**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004 and 313.805, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-1.020 Commission Meetings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 1, 2004 (29 MoReg 390). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 10—Licensee's Responsibilities

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.800, 313.805, 313.807 and 313.812, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-10.030 Licensee's Duty to Report and Prevent Misconduct is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 1, 2004 (29 MoReg 390). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES Division 70—Division of Medical Services Chapter 15—Hospital Program

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.152, 208.153 and 208.201, RSMo 2000 and 208.471, RSMo Supp. 2003, the director amends a rule as follows:

13 CSR 70-15.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 1, 2004 (29 MoReg 393-399). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Division of Medical Services received two (2) comments on the proposed amendment.

COMMENT: Missouri Hospital Association (MHA) asked that the words Patient Safety Initiatives be added to subsection (18)(B) due to both executive and legislative initiatives that have demonstrated the need to address patient safety. MHA feels that including this language would give hospitals the opportunity to support patient safety initiatives, as well as the state's poison center and PRIMO.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (18)(B) was changed to include the words Patient Safety Initiatives.

COMMENT: After reviewing the proposed amendment as published in the *Missouri Register* on March 1, 2004, the division noted that the reference in subsection (1)(B) is no longer correct due to the withdrawal of 13 CSR 70-15.180.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (1)(B) was amended to include the correct citation of 13 CSR 70-15.190.

13 CSR 70-15.010 Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology

(1) General Reimbursement Principles.

(B) The Title XIX reimbursement for hospitals located outside Missouri and for federally-operated hospitals in Missouri will be determined as stated in 13 CSR 70-15.190.

(18) In accordance with state and federal laws regarding reimbursement of unreimbursed costs and the costs of services provided to uninsured patients, reimbursement for each State Fiscal Year (SFY) (July 1-June 30) shall be determined as follows:

(B) Uninsured Add-Ons. The hospital shall receive eighty-nine percent (89%) of the uninsured costs prorated over the SFY. Hospitals which contribute through a plan approved by the director of health to support the state's poison control center, the Primary Care Resource Initiative for Missouri (PRIMO), and Patient Safety Initiatives shall receive ninety percent (90%) of its uninsured costs prorated over the SFY. The uninsured Add-On will include:

1. The Add-On payment for the cost of the uninsured will be based on a three (3) year average of the fourth, fifth, and sixth prior base year cost reports. For any hospital that has both a twelve (12) month cost report and a partial year cost report, its base period cost report for that year will be the twelve (12) month cost report. Cost of the uninsured is determined by multiplying the charges for charity care and allowable bad debts by the hospital's total cost-to-charge ratio for allowable hospital services from the base year cost report's desk review. The cost of the uninsured is then trended to the current year using the trend indices reported in subsection (3)(B). Allowable bad debts do not include the costs of caring for patients whose insurance covers the particular service, procedure or treatment;

2. An adjustment to recognize the uninsured patients' share of the FRA assessment not included in the desk-reviewed cost. The FRA assessment for uninsured patients is determined by multiplying the current FRA assessment by the ratio of uninsured days to total inpatient days from the base year cost report;

3. The difference in the projected General Relief per diem payments and trended costs for General Relief patient days;

4. The increased costs per day resulting from the utilization adjustment in subsection (15)(B) is multiplied by the estimated uninsured days; and

5. Notwithstanding any other provision, the Add-On payment for the cost of the uninsured for any public hospital that is not a safety net hospital in state fiscal year 2004 and 2005 shall be up to one hundred seventy-five percent (175%) of the uninsured costs calculation described in this paragraph subject to the state's disproportionate share allotment and IMD cap. The Add-On for hospitals other than safety net hospitals shall be on a state fiscal year basis in these years.

Title 13—DEPARTMENT OF SOCIAL SERVICES Division 70—Division of Medical Services Chapter 90—Home Health Program

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, the director amends a rule as follows:

13 CSR 70-90.010 Home Health-Care Services is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 17, 2004 (29 MoReg 317). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 91—Personal Care Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.152, 208.153, and 208.201, RSMo 2000, the director amends a rule as follows:

13 CSR 70-91.010 Personal Care Program is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 17, 2004 (29 MoReg 317–325). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Division of Medical Services received one (1) comment on the proposed amendment.

COMMENT: D. Scott Penman of the Missouri Council for In-Home Services requested that the Division of Medical Services eliminate the reporting requirement when delivered services are less than eighty percent (80%) of authorized services, rather than amending the language in (3)(H)2.

RESPONSE: This language is also in 19 CSR 15-7.021(21)(B). The Departments of Health and Senior Services and Social Services, along with representatives of the provider community, are reviewing methods by which quality control indicators can be monitored in the future. Once a new process is established, both departments will determine what unnecessary or duplicative language on this topic can be eliminated from both rules. No changes have been made to the rule as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 91—Personal Care Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, the director amends a rule as follows:

13 CSR 70-91.030 Personal Care Assistance is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 17, 2004 (29 MoReg 326). No changes have been made in the text of

the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 95—Private Duty Nursing Care Under
the Healthy Children and Youth Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.152, 208.153 and 208.201, RSMo 2000, the director amends a rule as follows:

13 CSR 70-95.010 Private Duty Nursing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 17, 2004 (29 MoReg 326–327). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 22—MISSOURI CONSOLIDATED HEALTH CARE
PLAN
Division 10—Health Care Plan
Chapter 1—General Organization**

ORDER OF RULEMAKING

By the authority vested in the Missouri Consolidated Health Care Plan under section 103.059, RSMo 2000, the director adopts a rule as follows:

22 CSR 10-1.020 Public Records is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 2, 2004 (29 MoReg 208–209). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**APPLICATIONS FOR NEW GROUPS OR
GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area
De Soto Mo Pac Credit Union 101 Plaza Square De Soto, MO 63020	HAVAC employees and their families living or working in Jefferson, Washington & St. Francois Counties.

NOTICE TO SUBMIT COMMENTS: *Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, PO Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten (10) business days after publication of this notice in the Missouri Register.*

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**ACTIONS TAKEN ON APPLICATIONS FOR NEW
GROUPS OR GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. Detailed findings of fact and conclusions are included herein. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.

Credit Union	Proposed New Group or Geographic Area
Clay County Teachers Credit Union 6604 N Oak Trafficway Gladstone, MO 64118	Those who reside or work in Platte County, Missouri.

MISSOURI DIVISION OF CREDIT UNIONS

**APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP
OF CLAY COUNTY TEACHERS CREDIT UNION**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership was received by the Director, Division of Credit Unions on March 8, 2004.

2. The application was submitted in the required format and on March 11, 2004 was deemed to be complete.

3. Clay County Teachers Credit Union by resolution of their Board of Directors adopted November 18, 2003 found in the application as Exhibit 1, page 3, will expand their field of membership only by geographic areas (RSMo 370.081.4; 370.080.2).

4. Clay County Teachers Credit Union applied to expand their field of membership to include those who reside or work in Platte County, Missouri as found on an unnumbered page of the application. According to information on the page titled "What we're applying for, and why" in the application, the total population as determined by the 2000 U.S. Census of Platte County is 76,000. Therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are applicable.

5. The Credit Union Commission took action by motion during their April 13, 2004 meeting to find the application meets the criteria of 4 CSR 105-3.040 for an exemption from the limitations on groups.

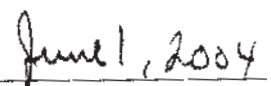
6. After review of Clay County Teachers Credit Union's most recent Supervisory Examination Report and the December 2003 call report, the Director is satisfied that this credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).

7. Clay County Teachers Credit Union's net worth as reported on the December 2003 call report is 11.67%. The director finds that Clay County Teachers Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).

8. After review of Clay County Teachers Credit Union's business plan submitted as part of the field of membership application, the December 2003 call report, and the most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and the financial resources to serve the proposed group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).

9. That no evidence was submitted as part of the application nor is the director in possession of any information that any other group is interested in forming a new credit union to serve this group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).


John P. Smith, Director
Division of Credit Unions


Date

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**ACTIONS TAKEN ON
APPLICATIONS FOR NEW GROUPS OR
GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. Detailed findings of fact and conclusions are included herein. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.


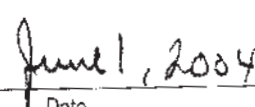
Credit Union	Proposed New Group or Geographic Area
Century Credit Union 1540 Lemay Ferry Road St. Louis, MO 63125	Persons working or residing in Jefferson County.

concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).

7. Century Credit Union's net worth as reported on the December 2003 call report is 12.70%. The Director finds that Century Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).

8. After review of Century Credit Union's business plan submitted as part of the field of membership application, the December 2003 call report, and the most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and the financial resources to serve the proposed group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).

9. That no evidence was submitted as part of the application nor is the director in possession of any information that any other group is interested in forming a new credit union to serve this group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).

 
John P. Smith, Director Date
Division of Credit Unions

MISSOURI DIVISION OF CREDIT UNIONS

**APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP
OF CENTURY CREDIT UNION**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership of Century Credit Union was received by the Director, Division of Credit Unions on March 15, 2004.

2. The application was submitted in the required format and on March 18, 2004 was deemed to be complete.

3. Century Credit Union by resolution of their Board of Directors adopted January 27, 2000 included with the application submitted March 13, 2000 would expand their field of membership only by geographic areas (RSMo 370.081.4; 370.080.2).

4. Century Credit Union applied to expand their field of membership to include persons working or residing in Jefferson County, Missouri as found on an unnumbered page of the application. According to table found in the summary of the application, the total population of area is 201,826. After subtracting 95,394 potential members located in the geographic areas already within Century Credit Union's field of membership, the net potential membership gain is 105,270. Therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are applicable.

5. The Credit Union Commission took action by motion during their April 13, 2004 meeting to find the application meets the criteria of 4 CSR 105-3.040 for an exemption from the limitations on groups.

6. After review of Century Credit Union's most recent Supervisory Examination Report and the December 2003 call report, the Director is satisfied that this credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory

Contractor Debarment List

Name of Contractor	Name of Officer and Title	Address	Date of Conviction	Debarment Period
Bruner Contracting Company	Cynthia Bruner	218 Delaware, Ste. 211 Kansas City, MO 64105	9/9/03	9/9/03-9/9/04
Cynthia Bruner	N/A	218 Delaware, Ste. 211 Kansas City, MO 64105	9/9/03	9/9/03-9/9/04

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST **HILL BUILDING.com, LLC**, a Missouri limited liability company.

On May 10, 2004, **HILL BUILDING.com, LLC**, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective as of the date of filing by the Secretary of State.

The Company requests that all persons and organizations with claims against it present to them immediately, by letter, to the attention of: DANA S. SANDWEISS, Gallop, Johnson & Neuman, L.C., 101 S. Hanley Road, Suite 1600, St. Louis, Missouri 63105. Each claim must include the following information: the name, address and telephone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and documentation in support of the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this Notice.

BARRY O. SANDWEISS, Managing Member of
HILL BUILDING.com, LLC

TIMOTHY C. STERN, Managing Member of
HILL BUILDING.com, LLC

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—27 (2002), 28 (2003) and 29 (2004). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				27 MoReg 189 27 MoReg 1724 28 MoReg 1861
1 CSR 10-4.010	Commissioner of Administration		28 MoReg 1557		
1 CSR 15-3.350	Administrative Hearing Commission		This Issue		
1 CSR 15-3.380	Administrative Hearing Commission		This Issue		
1 CSR 15-3.420	Administrative Hearing Commission		This Issue		
1 CSR 15-3.440	Administrative Hearing Commission		This Issue		
1 CSR 15-3.480	Administrative Hearing Commission		This Issue		
1 CSR 20-4.010	Personnel Advisory Board and Division of Personnel		29 MoReg 577		
DEPARTMENT OF AGRICULTURE					
2 CSR 30-1.010	Animal Health		29 MoReg 584		
2 CSR 30-1.020	Animal Health		29 MoReg 584		
2 CSR 30-2.020	Animal Health	29 MoReg 571	29 MoReg 584		
2 CSR 30-2.040	Animal Health	29 MoReg 572	29 MoReg 585		
2 CSR 30-3.020	Animal Health	29 MoReg 573	29 MoReg 586		
2 CSR 30-6.020	Animal Health	29 MoReg 573	29 MoReg 586		
2 CSR 80-5.010	State Milk Board		29 MoReg 709		
DEPARTMENT OF CONSERVATION					
3 CSR 10-5.205	Conservation Commission		29 MoReg 885		
3 CSR 10-5.352	Conservation Commission		29 MoReg 885		
3 CSR 10-5.353	Conservation Commission		29 MoReg 886R		
3 CSR 10-5.425	Conservation Commission		29 MoReg 886		
3 CSR 10-5.552	Conservation Commission		29 MoReg 888		
3 CSR 10-5.553	Conservation Commission		29 MoReg 888R		
3 CSR 10-5.554	Conservation Commission		29 MoReg 888		
3 CSR 10-6.533	Conservation Commission		29 MoReg 161	29 MoReg 741	
3 CSR 10-6.550	Conservation Commission		29 MoReg 161	29 MoReg 741	
3 CSR 10-7.431	Conservation Commission		N.A.	29 MoReg 906	
3 CSR 10-7.432	Conservation Commission		N.A.	29 MoReg 907	
3 CSR 10-7.433	Conservation Commission		N.A.	29 MoReg 907	
3 CSR 10-7.434	Conservation Commission		N.A.	29 MoReg 908	
3 CSR 10-7.435	Conservation Commission		N.A.	29 MoReg 909	
3 CSR 10-7.436	Conservation Commission		N.A.	29 MoReg 909	
3 CSR 10-7.437	Conservation Commission		N.A.	29 MoReg 909	
3 CSR 10-7.455	Conservation Commission		29 MoReg 890		
3 CSR 10-9.565	Conservation Commission		28 MoReg 2018 29 MoReg 590	29 MoReg 216 This Issue	
3 CSR 10-10.722	Conservation Commission		29 MoReg 162	29 MoReg 741	
3 CSR 10-10.725	Conservation Commission		29 MoReg 164	29 MoReg 741	
3 CSR 10-20.805	Conservation Commission		29 MoReg 590	This Issue	
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 10-1.010	Missouri State Board of Accountancy		28 MoReg 2089 29 MoReg 591	29 MoReg 993	
4 CSR 10-1.030	Missouri State Board of Accountancy		28 MoReg 2090 29 MoReg 59	29 MoReg 993	
4 CSR 10-1.040	Missouri State Board of Accountancy		28 MoReg 2091R 29 MoReg 592R	29 MoReg 993R	
4 CSR 10-2.005	Missouri State Board of Accountancy		28 MoReg 2091R 28 MoReg 2091 29 MoReg 593R 29 MoReg 593	29 MoReg 993R 29 MoReg 994	
4 CSR 10-2.010	Missouri State Board of Accountancy		28 MoReg 2092R 29 MoReg 594R	29 MoReg 994R	
4 CSR 10-2.021	Missouri State Board of Accountancy		28 MoReg 2093R 29 MoReg 594R	29 MoReg 994R	
4 CSR 10-2.030	Missouri State Board of Accountancy		28 MoReg 2093R 29 MoReg 595R	29 MoReg 994R	
4 CSR 10-2.041	Missouri State Board of Accountancy		28 MoReg 2093 29 MoReg 595	29 MoReg 994	
4 CSR 10-2.042	Missouri State Board of Accountancy		28 MoReg 2094R 29 MoReg 596R	29 MoReg 994R	

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4 CSR 10-2.051	Missouri State Board of Accountancy		28 MoReg 2094 29 MoReg 596	29 MoReg 995	
4 CSR 10-2.061	Missouri State Board of Accountancy		28 MoReg 2099 29 MoReg 600	29 MoReg 995	
4 CSR 10-2.062	Missouri State Board of Accountancy		28 MoReg 2100R 29 MoReg 601R	29 MoReg 995R	
4 CSR 10-2.070	Missouri State Board of Accountancy		28 MoReg 2101 29 MoReg 602	29 MoReg 995	
4 CSR 10-2.072	Missouri State Board of Accountancy		28 MoReg 2102 29 MoReg 603	29 MoReg 995	
4 CSR 10-2.075	Missouri State Board of Accountancy		28 MoReg 2105 29 MoReg 606	29 MoReg 995	
4 CSR 10-2.095	Missouri State Board of Accountancy		28 MoReg 2108 29 MoReg 609	29 MoReg 996	
4 CSR 10-2.101	Missouri State Board of Accountancy		28 MoReg 2109 29 MoReg 611R	29 MoReg 996R	
4 CSR 10-2.111	Missouri State Board of Accountancy		28 MoReg 2110R 29 MoReg 611R	29 MoReg 996R	
4 CSR 10-2.112	Missouri State Board of Accountancy		28 MoReg 2110R 29 MoReg 611R	29 MoReg 996R	
4 CSR 10-2.115	Missouri State Board of Accountancy		28 MoReg 2110R 29 MoReg 611R	29 MoReg 996R	
4 CSR 10-2.120	Missouri State Board of Accountancy		28 MoReg 2111R 29 MoReg 612R	29 MoReg 996R	
4 CSR 10-2.130	Missouri State Board of Accountancy		28 MoReg 2111 29 MoReg 612	29 MoReg 997	
4 CSR 10-2.135	Missouri State Board of Accountancy		28 MoReg 2112 29 MoReg 613	29 MoReg 997	
4 CSR 10-2.140	Missouri State Board of Accountancy		28 MoReg 2112 29 MoReg 613	29 MoReg 997	
4 CSR 10-2.150	Missouri State Board of Accountancy		28 MoReg 2115 29 MoReg 616	29 MoReg 997	
4 CSR 10-2.160	Missouri State Board of Accountancy		28 MoReg 2115 29 MoReg 616	29 MoReg 997	
4 CSR 10-2.180	Missouri State Board of Accountancy		28 MoReg 2116R 29 MoReg 617R	29 MoReg 997R	
4 CSR 10-2.190	Missouri State Board of Accountancy		28 MoReg 2116R 29 MoReg 617R	29 MoReg 998R	
4 CSR 10-2.200	Missouri State Board of Accountancy		28 MoReg 2116 29 MoReg 617	29 MoReg 998	
4 CSR 10-2.210	Missouri State Board of Accountancy		28 MoReg 2117R 29 MoReg 618R	29 MoReg 998R	
4 CSR 10-2.215	Missouri State Board of Accountancy		28 MoReg 2117R 29 MoReg 618R	29 MoReg 998R	
4 CSR 10-3.010	Missouri State Board of Accountancy		28 MoReg 2117 29 MoReg 618	29 MoReg 998	
4 CSR 10-3.020	Missouri State Board of Accountancy		28 MoReg 2118R 29 MoReg 619R	29 MoReg 998R	
4 CSR 10-3.030	Missouri State Board of Accountancy		28 MoReg 2118R 29 MoReg 619R	29 MoReg 999R	
4 CSR 10-3.040	Missouri State Board of Accountancy		28 MoReg 2119R 29 MoReg 620R	29 MoReg 999R	
4 CSR 10-3.060	Missouri State Board of Accountancy		28 MoReg 2119 29 MoReg 620	29 MoReg 999	
4 CSR 10-4.010	Missouri State Board of Accountancy		28 MoReg 2120R 28 MoReg 2120 29 MoReg 621R 29 MoReg 621	29 MoReg 999R 29 MoReg 999	
4 CSR 10-4.020	Missouri State Board of Accountancy		28 MoReg 2124R 28 MoReg 2124 29 MoReg 625R 29 MoReg 625	29 MoReg 999R 29 MoReg 1000	
4 CSR 10-4.030	Missouri State Board of Accountancy		28 MoReg 2124R 29 MoReg 625R	29 MoReg 1000R	
4 CSR 10-4.031	Missouri State Board of Accountancy		28 MoReg 2124 29 MoReg 625	29 MoReg 1000	
4 CSR 10-4.040	Missouri State Board of Accountancy		28 MoReg 2125R 29 MoReg 626R	29 MoReg 1000R	
4 CSR 10-4.041	Missouri State Board of Accountancy		28 MoReg 2125 29 MoReg 626	29 MoReg 1000	
4 CSR 10-4.050	Missouri State Board of Accountancy		28 MoReg 2125R 29 MoReg 626R	29 MoReg 1000R	
4 CSR 10-5.070	Missouri State Board of Accountancy		28 MoReg 2126	29 MoReg 742	
4 CSR 10-5.080	Missouri State Board of Accountancy		28 MoReg 2126	29 MoReg 743	

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4 CSR 10-5.090	Missouri State Board of Accountancy		28 MoReg 2130	29 MoReg 743	
4 CSR 10-5.100	Missouri State Board of Accountancy		28 MoReg 2130	29 MoReg 744	
4 CSR 10-5.110	Missouri State Board of Accountancy		28 MoReg 2131	29 MoReg 744	
4 CSR 15-1.030	Acupuncturist Advisory Committee		29 MoReg 627		
4 CSR 15-2.020	Acupuncturist Advisory Committee		29 MoReg 629		
4 CSR 15-3.010	Acupuncturist Advisory Committee		29 MoReg 629		
4 CSR 15-4.020	Acupuncturist Advisory Committee		29 MoReg 630		
4 CSR 30-2.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		29 MoReg 632		
4 CSR 30-11.025	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		29 MoReg 632		
4 CSR 70-2.031	State Board of Chiropractic Examiners		29 MoReg 711		
4 CSR 70-4.010	State Board of Chiropractic Examiners		29 MoReg 88	29 MoReg 745	
4 CSR 70-4.030	State Board of Chiropractic Examiners		29 MoReg 88	29 MoReg 745	
4 CSR 100	Division of Credit Unions				29 MoReg 680 29 MoReg 859 29 MoReg 920 This Issue
4 CSR 110-2.130	Missouri Dental Board		29 MoReg 89 29 MoReg 890	29 MoReg 910W	
4 CSR 110-3.010	Missouri Dental Board		29 MoReg 636		
4 CSR 110-3.020	Missouri Dental Board		29 MoReg 636		
4 CSR 110-3.030	Missouri Dental Board		29 MoReg 636		
4 CSR 110-3.040	Missouri Dental Board		29 MoReg 640		
4 CSR 110-3.050	Missouri Dental Board		29 MoReg 640		
4 CSR 120-1.010	State Board of Embalmers and Funeral Directors		29 MoReg 165	29 MoReg 910	
4 CSR 120-1.020	State Board of Embalmers and Funeral Directors		29 MoReg 165	29 MoReg 910	
4 CSR 120-1.040	State Board of Embalmers and Funeral Directors		29 MoReg 166	29 MoReg 910	
4 CSR 120-2.010	State Board of Embalmers and Funeral Directors		29 MoReg 167R 29 MoReg 167	29 MoReg 911R 29 MoReg 911	
4 CSR 120-2.020	State Board of Embalmers and Funeral Directors		29 MoReg 174	29 MoReg 912	
4 CSR 120-2.022	State Board of Embalmers and Funeral Directors		29 MoReg 174	29 MoReg 912	
4 CSR 120-2.030	State Board of Embalmers and Funeral Directors		29 MoReg 175	29 MoReg 912	
4 CSR 120-2.040	State Board of Embalmers and Funeral Directors		29 MoReg 175R 29 MoReg 175	29 MoReg 913R 29 MoReg 913	
4 CSR 120-2.050	State Board of Embalmers and Funeral Directors		29 MoReg 180	29 MoReg 913	
4 CSR 120-2.060	State Board of Embalmers and Funeral Directors		29 MoReg 180R 29 MoReg 180	29 MoReg 913R 29 MoReg 914	
4 CSR 120-2.070	State Board of Embalmers and Funeral Directors		29 MoReg 186R 29 MoReg 186	29 MoReg 914R 29 MoReg 914	
4 CSR 120-2.071	State Board of Embalmers and Funeral Directors		29 MoReg 192	29 MoReg 915	
4 CSR 120-2.080	State Board of Embalmers and Funeral Directors		29 MoReg 193 29 MoReg 890	29 MoReg 915W	
4 CSR 120-2.090	State Board of Embalmers and Funeral Directors		29 MoReg 194	29 MoReg 915	
4 CSR 120-2.100	State Board of Embalmers and Funeral Directors		29 MoReg 195	29 MoReg 916	
4 CSR 120-2.110	State Board of Embalmers and Funeral Directors		29 MoReg 196	29 MoReg 916	
4 CSR 120-2.115	State Board of Embalmers and Funeral Directors		29 MoReg 196	29 MoReg 916	
4 CSR 150-2.125	State Board of Registration for the Healing Arts		29 MoReg 781		
4 CSR 150-2.153	State Board of Registration for the Healing Arts		29 MoReg 781		
4 CSR 150-4.040	State Board of Registration for the Healing Arts		29 MoReg 785		
4 CSR 150-4.053	State Board of Registration for the Healing Arts		29 MoReg 785		
4 CSR 150-4.205	State Board of Registration for the Healing Arts		29 MoReg 785		
4 CSR 165-2.010	Board of Examiners for Hearing Instrument Specialists		29 MoReg 641		
4 CSR 197-1.030	Board of Therapeutic Massage		29 MoReg 23	29 MoReg 745	
4 CSR 197-1.040	Board of Therapeutic Massage		29 MoReg 23	29 MoReg 745	
4 CSR 197-2.010	Board of Therapeutic Massage		29 MoReg 26	29 MoReg 746	
4 CSR 197-2.030	Board of Therapeutic Massage		29 MoReg 32	29 MoReg 746	
4 CSR 197-2.050	Board of Therapeutic Massage		29 MoReg 34	29 MoReg 746	
4 CSR 197-3.010	Board of Therapeutic Massage		29 MoReg 36	29 MoReg 746	
4 CSR 197-5.010	Board of Therapeutic Massage		29 MoReg 36	29 MoReg 746	
4 CSR 197-5.020	Board of Therapeutic Massage		29 MoReg 36	29 MoReg 746	
4 CSR 197-5.030	Board of Therapeutic Massage		29 MoReg 39	29 MoReg 747	
4 CSR 197-5.040	Board of Therapeutic Massage		29 MoReg 41	29 MoReg 747	
4 CSR 200-4.020	State Board of Nursing		29 MoReg 641		
4 CSR 205-3.030	Missouri Board of Occupational Therapy		29 MoReg 89	29 MoReg 747	
4 CSR 210-2.080	State Board of Optometry		29 MoReg 642		
4 CSR 210-2.081	State Board of Optometry		29 MoReg 643R		
4 CSR 220-2.100	State Board of Pharmacy		29 MoReg 713		
4 CSR 220-2.300	State Board of Pharmacy		29 MoReg 89	29 MoReg 916	
4 CSR 220-3.040	State Board of Pharmacy		29 MoReg 970		
4 CSR 220-4.010	State Board of Pharmacy		29 MoReg 973		
4 CSR 220-4.020	State Board of Pharmacy		29 MoReg 973R		

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4 CSR 235-1.020	State Committee of Psychologists		29 MoReg 643		
4 CSR 235-1.050	State Committee of Psychologists		29 MoReg 644		
4 CSR 240-3.020	Public Service Commission		29 MoReg 717		
4 CSR 240-3.500	Public Service Commission		28 MoReg 2139	29 MoReg 747	
4 CSR 240-3.510	Public Service Commission		29 MoReg 717		
4 CSR 240-3.520	Public Service Commission		29 MoReg 718		
4 CSR 240-3.525	Public Service Commission		29 MoReg 721		
4 CSR 240-3.530	Public Service Commission		29 MoReg 724		
4 CSR 240-3.535	Public Service Commission		29 MoReg 727		
4 CSR 240-3.545	Public Service Commission		29 MoReg 369R		
			29 MoReg 369		
4 CSR 240-3.550	Public Service Commission		28 MoReg 2140	29 MoReg 748	
4 CSR 240-3.555	Public Service Commission		29 MoReg 374		
4 CSR 240-3.560	Public Service Commission		29 MoReg 730		
4 CSR 240-3.565	Public Service Commission		29 MoReg 730		
4 CSR 240-13.015	Public Service Commission		29 MoReg 731		
4 CSR 240-13.055	Public Service Commission		29 MoReg 786		
4 CSR 240-32.020	Public Service Commission		28 MoReg 2145	29 MoReg 748	
4 CSR 240-32.060	Public Service Commission		28 MoReg 2147		
4 CSR 240-32.070	Public Service Commission		28 MoReg 2148	29 MoReg 750	
4 CSR 240-32.080	Public Service Commission		28 MoReg 2149	29 MoReg 750	
4 CSR 240-32.200	Public Service Commission	29 MoReg 459	29 MoReg 646		
4 CSR 240-33.010	Public Service Commission		29 MoReg 374		
4 CSR 240-33.020	Public Service Commission		29 MoReg 374		
4 CSR 240-33.030	Public Service Commission		29 MoReg 376R		
4 CSR 240-33.040	Public Service Commission		29 MoReg 376		
4 CSR 240-33.060	Public Service Commission		29 MoReg 377		
4 CSR 240-33.070	Public Service Commission		29 MoReg 381		
4 CSR 240-33.080	Public Service Commission		29 MoReg 381		
4 CSR 240-33.110	Public Service Commission		29 MoReg 461		
4 CSR 240-33.150	Public Service Commission		29 MoReg 382		
4 CSR 240-33.160	Public Service Commission		29 MoReg 732		
4 CSR 240-36.010	Public Service Commission		29 MoReg 197		
4 CSR 240-36.020	Public Service Commission		29 MoReg 197		
4 CSR 240-36.030	Public Service Commission		29 MoReg 198		
4 CSR 240-36.040	Public Service Commission		29 MoReg 199		
4 CSR 240-36.050	Public Service Commission		29 MoReg 202		
4 CSR 240-36.060	Public Service Commission		29 MoReg 203		
4 CSR 240-36.070	Public Service Commission		29 MoReg 203		
4 CSR 240-36.080	Public Service Commission		29 MoReg 204		
4 CSR 263-1.035	State Committee for Social Workers		29 MoReg 651		
4 CSR 263-2.032	State Committee for Social Workers		29 MoReg 653		
4 CSR 263-2.045	State Committee for Social Workers		29 MoReg 653		
4 CSR 263-2.047	State Committee for Social Workers		29 MoReg 654		
4 CSR 263-2.060	State Committee for Social Workers		29 MoReg 654		
4 CSR 263-2.062	State Committee for Social Workers		29 MoReg 654		
4 CSR 263-2.085	State Committee for Social Workers		29 MoReg 655		
4 CSR 263-2.090	State Committee for Social Workers		29 MoReg 655		
4 CSR 263-3.020	State Committee for Social Workers		29 MoReg 655		
4 CSR 263-3.040	State Committee for Social Workers		29 MoReg 656		
4 CSR 263-3.140	State Committee for Social Workers		29 MoReg 657		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 50-345.020	Division of School Improvement				29 MoReg 859
5 CSR 80-805.015	Teacher Quality and Urban Education		29 MoReg 791		
5 CSR 80-805.016	Teacher Quality and Urban Education		29 MoReg 793R		
5 CSR 90-7.010	Vocational Rehabilitation		This Issue		
5 CSR 90-7.100	Vocational Rehabilitation		This Issue		
5 CSR 90-7.200	Vocational Rehabilitation		This Issue		
5 CSR 90-7.300	Vocational Rehabilitation		This Issue		
5 CSR 90-7.310	Vocational Rehabilitation		This Issue		
5 CSR 90-7.320	Vocational Rehabilitation		This Issue		
5 CSR 100-200.010	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2222	29 MoReg 851	
5 CSR 100-200.030	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2223	29 MoReg 851	
5 CSR 100-200.040	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2223	29 MoReg 851	
5 CSR 100-200.045	Missouri Commission for the Deaf and Hard of Hearing	29 MoReg 963			
5 CSR 100-200.050	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2224	29 MoReg 852	
5 CSR 100-200.060	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2224	29 MoReg 852	

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5 CSR 100-200.070	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225	29 MoReg 852	
5 CSR 100-200.075	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225	29 MoReg 852	
5 CSR 100-200.100	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225	29 MoReg 852	
5 CSR 100-200.125	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2226	29 MoReg 853	
5 CSR 100-200.130	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2226	29 MoReg 853	
5 CSR 100-200.140	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227	29 MoReg 853	
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227	29 MoReg 854	
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227	29 MoReg 854	
5 CSR 100-200.180	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2230	29 MoReg 856	
5 CSR 100-200.210	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2231	29 MoReg 856	
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-1.020	Missouri Highways and Transportation Commission		29 MoReg 384		
7 CSR 10-17.010	Missouri Highways and Transportation Commission		28 MoReg 1563		
7 CSR 10-26.010	Missouri Highways and Transportation Commission		28 MoReg 2231	29 MoReg 856	
7 CSR 10-26.020	Missouri Highways and Transportation Commission		28 MoReg 2237	29 MoReg 856	
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 10-3.010	Division of Employment Security		29 MoReg 793		
8 CSR 10-3.020	Division of Employment Security		29 MoReg 794R		
8 CSR 70-1.010	Missouri Assistive Technology Advisory Council		29 MoReg 462	This Issue	
8 CSR 70-1.020	Missouri Assistive Technology Advisory Council		29 MoReg 463	This Issue	
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-5.190	Director, Department of Mental Health		29 MoReg 735		
9 CSR 10-5.200	Director, Department of Mental Health		This Issue		
9 CSR 10-5.210	Director, Department of Mental Health		29 MoReg 794		
9 CSR 30-4.195	Certification Standards		29 MoReg 204	29 MoReg 917	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-6.060	Air Conservation Commission		29 MoReg 974		
10 CSR 10-6.110	Air Conservation Commission		29 MoReg 976		
10 CSR 10-6.240	Air Conservation Commission		29 MoReg 303R		
10 CSR 10-6.241	Air Conservation Commission		29 MoReg 303		
10 CSR 10-6.250	Air Conservation Commission		29 MoReg 307		
10 CSR 10-6.410	Air Conservation Commission		29 MoReg 985		
10 CSR 20-7.050	Clean Water Commission		28 MoReg 2240	29 MoReg 1001R	
10 CSR 25-17.010	Hazardous Waste Management Commission		29 MoReg 794		
10 CSR 25-17.020	Hazardous Waste Management Commission		29 MoReg 795		
10 CSR 25-17.030	Hazardous Waste Management Commission		29 MoReg 796		
10 CSR 25-17.040	Hazardous Waste Management Commission		29 MoReg 797		
10 CSR 25-17.050	Hazardous Waste Management Commission		29 MoReg 803		
10 CSR 25-17.060	Hazardous Waste Management Commission		29 MoReg 810		
10 CSR 25-17.070	Hazardous Waste Management Commission		29 MoReg 810		
10 CSR 25-17.080	Hazardous Waste Management Commission		29 MoReg 817		
10 CSR 25-17.090	Hazardous Waste Management Commission		29 MoReg 824		
10 CSR 25-17.100	Hazardous Waste Management Commission		29 MoReg 830		
10 CSR 25-17.110	Hazardous Waste Management Commission		29 MoReg 830		
10 CSR 25-17.120	Hazardous Waste Management Commission		29 MoReg 831		
10 CSR 25-17.130	Hazardous Waste Management Commission		29 MoReg 832		
10 CSR 25-17.140	Hazardous Waste Management Commission		29 MoReg 832		
10 CSR 25-17.150	Hazardous Waste Management Commission		29 MoReg 833		
10 CSR 25-17.160	Hazardous Waste Management Commission		29 MoReg 839		
10 CSR 25-17.170	Hazardous Waste Management Commission		29 MoReg 839		
10 CSR 40-10.020	Land Reclamation Commission		29 MoReg 204		
10 CSR 40-10.050	Land Reclamation Commission		29 MoReg 205		
10 CSR 60-5.010	Public Drinking Water Program		29 MoReg 465		
10 CSR 100-2.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2156	29 MoReg 540	
10 CSR 100-3.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2157	29 MoReg 540	
10 CSR 100-4.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2157	29 MoReg 540	

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10 CSR 100-4.020	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2163	29 MoReg 540	
10 CSR 140-2.020	Division of Energy				29 MoReg 415
10 CSR 140-2.030	Division of Energy				29 MoReg 415
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 10-11.020	Adjutant General		29 MoReg 658		
11 CSR 10-11.070	Adjutant General		29 MoReg 658		
11 CSR 10-11.080	Adjutant General		29 MoReg 659		
11 CSR 10-11.100	Adjutant General		29 MoReg 659		
11 CSR 10-11.110	Adjutant General		29 MoReg 659		
11 CSR 10-11.120	Adjutant General		29 MoReg 660		
11 CSR 10-11.210	Adjutant General		29 MoReg 660		
11 CSR 45-1.020	Missouri Gaming Commission		29 MoReg 390	This Issue	
11 CSR 45-4.260	Missouri Gaming Commission		29 MoReg 535		
11 CSR 45-5.150	Missouri Gaming Commission		29 MoReg 891		
11 CSR 45-5.200	Missouri Gaming Commission		29 MoReg 535		
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2 CSR 30-2.020	Movement of Livestock, Poultry and Exotic Animals Within Missouri	29 MoReg 571	August 27, 2004
2 CSR 30-2.040	Animal Health Requirements for Exhibition	29 MoReg 572	August 27, 2004
2 CSR 30-3.020	Brucellosis Quarantine Requirements on Cattle	29 MoReg 573	August 27, 2004
2 CSR 30-6.020	Duties and Facilities of the Market/Sale Veterinarian	29 MoReg 573	August 27, 2004

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4 CSR 240-32.200	General Provisions for the Assignment, Provision and Termination of 211 Service	29 MoReg 459	September 10, 2004
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Department of Elementary and Secondary Education

Missouri Commission for the Deaf and Hard of Hearing

5 CSR 100-200.045	Temporary Restricted Certification in Education	29 MoReg 963	November 27, 2004
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Department of Social Services

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13 CSR 35-80.010	Residential Foster Care Maintenance Methodology	29 MoReg 261	July 23, 2004
13 CSR 35-80.020	Residential Care Agency Cost Reporting System	29 MoReg 262	July 23, 2004

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13 CSR 40-2.375	Medical Assistance for Families	Next Issue	December 27, 2004
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13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services	Aug. 2, 2004 Issue	December 15, 2004
13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Facility Services	Aug. 2, 2004 Issue	December 15, 2004
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)	Next Issue	December 13, 2004

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04-01	Establishes the Public Safety Officer Medal of Valor, and the Medal of Valor Review Board	February 3, 2004	29 MoReg 294
04-02	Designates staff having supervisory authority over agencies	February 3, 2004	29 MoReg 297
04-03	Creates the Missouri Automotive Partnership	January 14, 2004	29 MoReg 151
04-04	Creates the Missouri Methamphetamine Education and Prevention Task Force	January 27, 2004	29 MoReg 154
04-05	Establishes a Missouri Methamphetamine Treatment Task Force	January 27, 2004	29 MoReg 156
04-06	Establishes a Missouri Methamphetamine Enforcement and Environmental Protection Task Force	January 27, 2004	29 MoReg 158
04-07	Establishes the Missouri Commission on Patient Safety and supercedes Executive Order 03-16	February 3, 2004	29 MoReg 299
04-08	Transfers the Governor's Council on Disability and the Missouri Assistive Technology Advisory Council to the Office of Administration	February 3, 2004	29 MoReg 301
04-09	Requires vendors to disclose services performed offshore. Restricts agencies in awarding contracts to vendors of offshore services	March 17, 2004	29 MoReg 533
04-10	Grants authority to Director of Department of Natural Resources to temporarily waive regulations during periods of emergency and recovery	May 28, 2004	29 MoReg 965
04-11	Declares regional state of emergency because of the need to repair electrical outages by various contractors, including a Missouri contractor. Allows temporary exemption from federal regulations	May 28, 2004	29 MoReg 967
04-12	Declares emergency conditions due to severe weather in all Northern and Central Missouri counties	June 4, 2004	29 MoReg 968
04-13	Declares June 11, 2004 to be day of mourning for President Ronald Reagan	June 7, 2004	29 MoReg 969
04-14	Establishes an Emancipation Day Commission. Requests regular observance of Emancipation Proclamation on June 19	June 17, 2004	This Issue

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03-01	Reestablishes the Missouri Lewis and Clark Bicentennial Commission	February 3, 2003	28 MoReg 296
03-02	Establishes the Division of Family Support in the Dept. of Social Services	February 5, 2003	28 MoReg 298
03-03	Establishes the Children's Division in the Dept. of Social Services	February 5, 2003	28 MoReg 300
03-04	Transfers all TANF functions to the Division of Workforce Development in the Dept. of Economic Development	February 5, 2003	28 MoReg 302
03-05	Transfers the Division of Highway Safety to the Dept. of Transportation	February 5, 2003	28 MoReg 304
03-06	Transfers the Minority Business Advocacy Commission to the Office of Administration	February 5, 2003	28 MoReg 306
03-07	Creates the Commission on the Future of Higher Education	March 17, 2003	28 MoReg 631
03-08	Lists Governor's staff who have supervisory authority over departments	September 4, 2003	28 MoReg 1556
03-09	Lists Governor's staff who have supervisory authority over departments	March 18, 2003	28 MoReg 633
03-10	Creates the Missouri Energy Policy Council	March 13, 2003	28 MoReg 634
03-11	Creates the Citizens Advisory Committee on Corrections	April 1, 2003	28 MoReg 705
03-12	Declares disaster areas due to May 4 tornadoes	May 5, 2003	28 MoReg 950
03-13	Calls National Guard to assist in areas harmed by the May 4 tornadoes	May 5, 2003	28 MoReg 952
03-14	Temporarily suspends enforcement of environmental rules due to the May 4th [et al.] tornadoes	May 7, 2003	28 MoReg 954
03-15	Establishes the Missouri Small Business Regulatory Fairness Board	August 25, 2003	28 MoReg 1477
03-16	Establishes the Missouri Commission on Patient Safety	October 1, 2003	28 MoReg 1760
03-17	Creates the Governor's Committee to End Chronic Homelessness	October 8, 2003	28 MoReg 1899
03-18	Designates the Missouri State Highway Patrol within the Department of Public Safety as lead agency in state communications	December 10, 2003	29 MoReg 7
03-19	Creates the Public Safety Communications Committee	December 10, 2003	29 MoReg 9
03-20	Requires configuration of two-way radios used by agencies of the state of Missouri to include established interoperability channels as specified by the State Interoperability Executive Committee	December 10, 2003	29 MoReg 12
03-21	Closes state offices Friday, November 28 and Friday, December 26, 2003	October 24, 2003	28 MoReg 1989
03-22	Establishes the Missouri Sexual Offender Registration Task Force	December 10, 2003	29 MoReg 14
03-23	Adds the functions of a State Citizen Council to the Disaster Recovery Partnership	December 10, 2003	29 MoReg 16
03-24	Establishes the Governor's Commission on Hispanic Affairs	November 8, 2003	28 MoReg 2085

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03-26	Reestablishes the Office of Information Technology as the mechanism for coordinating information technology initiatives for the state	December 10, 2003	29 MoReg 21
03-27	Use of Missouri products and services	December 2, 2003	28 MoReg 2209

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